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ELECTRONICALLY FILED  
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DATE FILED: 11-13-23

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
UNITED STATES OF AMERICA,

Plaintiff,

-against-

PEDRO DAVILA,

Defendant.  
----- X

19-CR-706 (ALC)

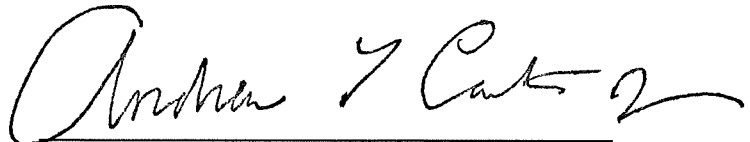
ORDER

ANDREW L. CARTER, JR., District Judge:

On October 24, the Defendant filed a motion, requesting that the Court include, in the restitution order, a provision allowing him to keep 100 dollars in his BOP commissary account, preventing that money from being used to pay the restitution balance while he is in custody. The government responded on October 27. Current BOP regulations allow the defendant to keep 75 dollars in his commissary account, notwithstanding financial obligations related to his sentence. Securing a balance of 75 dollars is sufficient to meet Davila's needs while he is incarcerated. Accordingly, the defendant's request is **DENIED**.

**SO ORDERED.**

**Dated:** New York, New York  
November 13, 2023



ANDREW L. CARTER, JR.  
United States District Judge